

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 217.6, 234.6, 239B.4(4), 249A.4, and 514I.5, the Department of Human Services amends Chapter 58, "Emergency Assistance," Iowa Administrative Code.

These amendments implement a new division intended to allow the Department to deliver services more effectively during or following a disaster emergency declared by state or federal officials. This division includes rules that temporarily supersede departmental rules that would otherwise apply. The temporary rules are intended to meet special circumstances that arise from each unique disaster emergency, with the primary purpose of reducing barriers to accessing and receiving services that may result from the disaster emergency. The rules are time-limited and specify the period in which they will be in effect.

Some rules are limited in geographic scope to correspond with specific locales designated as disaster areas by state or federal officials. Others are applied statewide because the disaster emergency is of such a nature or magnitude that doing so allows the Department to most effectively allocate resources and deliver services. Rules implemented under this division must be consistent with applicable federal requirements, including any waivers that may be granted due to the disaster emergency.

These amendments were previously Adopted and Filed Emergency and published in the Iowa Administrative Bulletin on July 30, 2008, as **ARC 6994B**. Notice of Intended Action to solicit comments on the amendments was published in the Iowa Administrative Bulletin on the same date as **ARC 6995B**. The Department received no comments on the Notice of Intended Action. These amendments are identical to those Adopted and Filed Emergency and published under Notice of Intended Action.

These amendments do not provide for waivers in specified situations since the changes benefit recipients in the programs affected.

The Council on Human Services adopted these amendments on October 8, 2008.

These amendments are intended to implement Iowa Code chapters 234, 237A, 239B, 249, 249A, 249J, and 514I.

These amendments shall become effective April 1, 2009, at which time the Adopted and Filed Emergency amendments are rescinded.

EDITOR'S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [58.41 to 58.45] is being omitted. These amendments are identical to those published under Notice as **ARC 6995B** and Adopted and Filed Emergency as **ARC 6994B**, IAB 7/30/08.

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